1	HOUSE BILL NO. 1642
2	AMENDMENT IN THE NATURE OF A SUBSTITUTE
3	(Proposed by the House Committee on/for
4	on)
5	(Patron Prior to SubstituteDelegate Hope)
6	A BILL to amend the Code of Virginia by adding a section numbered 53.1-39.1, relating to Department
7	of Corrections; restrictive housing; data collection and reporting; report.
8	Be it enacted by the General Assembly of Virginia:
9	1. That the Code of Virginia is amended by adding a section numbered 53.1-39.1 as follows:
10	§ 53.1-39.1. Restrictive housing; data collection and reporting; report.
11	A. As used in this section:
12	"Offender" means an adult or juvenile who is confined in a state correctional facility.
13	"Restrictive housing" means special-purpose bed assignments operated under maximum security
14	regulations and procedures, and utilized under proper administrative process, for the personal protection
15	or custodial management of offenders. The Department of Corrections' restrictive housing shall, at a
16	minimum, adhere to the standards adopted by the American Correctional Association, the accrediting
17	body for the corrections industry.
18	"Shared Allied Management Unit" or "SAM Unit" means a general population environment used
19	to promote safety within institutions by avoiding the use of restrictive housing to manage vulnerable
20	populations that typically require a high level of services from security, mental health, or medical staff.
21	"Vulnerable population" means offenders who are at a greater risk of victimization or being bullied
22	in the general population due to characteristics such as cognitive challenge, age (seniors and youthful),
23	small stature, or timid personalities.
24	B. The Department shall report to the General Assembly and the Governor on or before October 1
25	of each year the following information for the Department, in the aggregate for the previous fiscal year:
26	1. The average daily population:

27	2. The number of offenders who were placed in and the number of offenders who were released
28	from restrictive housing;
29	3. The age, sex, race, ethnicity, mental health code, medical class code, security level, and custody
30	level classification of each offender housed in restrictive housing or a SAM Unit;
31	4. The disciplinary offense history of each offender preceding placement in restrictive housing or
32	a SAM Unit;
33	5. The number of days each offender spent in restrictive housing;
34	6. The number of offenders released from restrictive housing directly into the community;
35	7. The number of full-time mental health staff; and
36	8. Any changes made during the reporting period to written policies or procedures of the
37	Department and each state correctional facility relating to the use and conditions of restrictive housing
38	and SAM Units.
39	C. The Department shall submit the report to the Governor and the General Assembly as provided
40	in the procedures of the Division of Legislative Automated Systems for the processing of legislative
41	documents and reports, and the report shall be posted on the General Assembly's website. The Department
42	shall publish the report on the Department's website following its submission to the Governor and the
43	General Assembly.
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